

ATTORNEY DOCKET NO.:
020776.0119

PATENT APPLICATION
USSN 10/736,723

1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kalman A. Lifson
Serial No.: 10/736,723
Filing Date: December 15, 2003
Examiner: Carol A. See
Group Art Unit: 3696
Confirmation No.: 3576
Title: *Stock Portfolio and Method*

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

POWER OF ATTORNEY (AND STATEMENT PURSUANT TO 3.73(b))

My name is Don Spear. I am and have been empowered to act as Executor on behalf of the estate of Kalman A. Lifson as evidenced by the attached Letters Testamentary. Mr. Kalman A. Lifson, inventor on the above referenced patent application, passed away on August 31, 2007. It is my understanding that under Texas law, a 1/2 interest in the above referenced patent application passed to the estate of Mr. Lifson upon his death. Pursuant to my authority as Executor, I transferred the 1/2 interest of Mr. Lifson's estate in the above referenced patent application to the Kalman A. Lifson Management Trust. I am also the Trustee of the Kalman A. Lifson Management Trust and I have the power to grant this power of attorney as to the 1/2 interest owned by me as Trustee of the Kalman A. Lifson Management Trust.

Baker Botts L.L.P. has been acting as attorney for the prosecution of the above referenced application with my knowledge and consent since the death of Mr. Lifson, and I desire Baker Botts L.L.P. to continue in this role.

DAL01:1031996

ATTORNEY DOCKET NO.:
020776.0119

PATENT APPLICATION
USSN 10/736,723

2

I hereby appoint:

the practitioners at Customer Number **05073**

all of the firm of BAKER BOTTS L.L.P., my attorneys/agents with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and to file and prosecute any international patent applications filed thereon before any international authorities.

Send Correspondence To:

Practitioners at Customer Number 05073

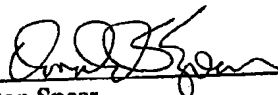
Direct Telephone Calls To:

David G. Wille
at (214) 953-6595
DOCKET NO.: 020776.0119

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,
Executor for the Estate of Kalman A. Lifson
and
Trustee of the Kalman A. Lifson
Management Trust

Date: 20 Oct 2008


Don Spear
3450 Cascade Terrace
West Linn, OR 97068
Ph.: 503-784-8875

LETTERS TESTAMENTARY

CAUSE NO. 07-3104-P3

I, **JOHN F. WARREN**, County Clerk and Clerk of the County and Probate Courts, in and for said County, do hereby certify that on the **23RD** day of **OCTOBER**, 2007,

DONALD S. SPEAR

was appointed Independent Executor, without bond, of the Will and Estate of:

KALMAN A. LIFSON, Deceased,

and that said appointee is fully and legally authorized and empowered to act as the Independent Executor, without bond, of the Will and of the above named estate,

having qualified by filing the oath on the **23RD** day of **OCTOBER**, 2007.

I further certify that said appointment is still in full force and effect.

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE, THIS Day 23 of October, 2007.

JOHN F. WARREN County Clerk
Dallas County, Texas

By: *Chris Johnson*
By: CHRIS JOHNSON, Deputy